

BEFORE THE FLORIDA JUDICIAL QUALIFICATIONS COMMISSION

INQUIRY CONCERNING A JUDGE No. 04-239

CASE NO. SC05-851

JUDGE RICHARD H. ALBRITTON, JR.

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NOTICE OF FILING

COMES NOW the Honorable Richard H. Albritton, Jr., by and through his undersigned counsel and states the following:

1. In the JQC's Memorandum of Law In Opposition to Respondent's Motion to Compel, the JQC attempts to distinguish the previous Florida Supreme Court order compelling the disclosure of witness statements in the Holloway matter by arguing, "Respondent's motion merely quotes from the Supreme Court's order without providing any indication as to what documents the JQC produced in complying with the order." (See Memorandum of Law, p. 2).

2. In the Judge's Reply to the Judicial Qualifications Commission's Memorandum in Opposition to Respondent's Motion to Compel served on December 30, 2005, the undersigned represented that the witness interview summaries were previously disclosed by the JQC and that the disclosure could be confirmed by contacting former Special Counsel Beatrice Butchko or General Counsel Thomas MacDonald. (See Reply, p. 4, fn 1).

3. Attached to this Notice, as Exhibit A, is the transmittal letter from former Special Counsel Beatrice Butchko dated March 1, 2001 stating, in pertinent part, that, “[p]ursuant to the Florida Supreme Court’s ruling of February 23, 2001” she is forwarding “witness interview summaries prepared by JQC investigator Robert Butler and presented to the JQC’s investigative panel prior to the determination of probable cause.”

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 23rd day of January, 2006, the original of the foregoing Notice of Filing has been filed electronically via e-file@flcourts.org and furnished by FedEx overnight delivery to:

Honorable Thomas D. Hall
Clerk
Supreme Court of Florida
500 South Duval Street
Tallahassee, Florida 32399-1927

with copies by U. S. Mail to:

Ms. Brooke S. Kennerly
Executive Director
Florida Judicial Qualifications Commission
1110 Thomasville Road
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